

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>				1. CONTRACT ID CODE	PAGE 1 OF 18 PAGES
2. AMENDMENT/MODIFICATION NO. <b>- 01</b>		3. EFFECTIVE DATE	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. (If applicable)	
6. ISSUED BY CODE US ARMY ENGINEERING & SUPPORT CENTER CEHNC-CT 4820 University Square HUNTSVILLE, AL 35816-1822		DACA87	7. ADMINISTERED BY (If other than Item 6) CODE US ARMY ENGINEERING & SUPPORT CENTER ATTN: CEHNC-CT-E / Ed Marrero 4820 University Square HUNTSVILLE, AL 35816-1822		DACA87
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)			( )	9A. AMENDMENT OF SOLICITATION NO. <b>DACA87-02-R-0001</b>	
			X	9B. DATED (SEE ITEM 11) <b>26 FEBRUARY 2002</b>	
				10A. MODIFICATION OF CONTRACT/ORDER NO.	
				10B. DATED (SEE ITEM 13)	
CODE		FACILITY CODE			

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

☒ The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers ☐ is extended, ☒ is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:

(a) By completing Items 8 and 15, and returning \_\_\_\_\_ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

**12. ACCOUNTING AND APPROPRIATION DATA (If required)**

**13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS  
IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
D. OTHER (Specify type of modification and authority)

**E. IMPORTANT:** Contractor ☐ is not, ☒ is required to sign this document and return   1   copies to the issuing office.

**14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)**

**- - SEE ATTACHED SHEETS - -**

**THIS AMENDMENT DOES NOT EXTEND THE DUE DATE OF PROPOSALS.**

**THE DUE DATE REMAINS AT 26 FEBRUARY 2002, 2PM CST.**

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA	16C. DATE SIGNED

THIS AMENDMENT IS ISSUED TO INCORPORATE THE FOLLOWING CHANGES:

1. Section 00100, page 29, Table I. Submission Requirements
  - a. Under III SMALL BUSINESS VOLUME:  
Subcontracting Plan (IAW Para 4.1) is changed to Subcontracting Plan (IAW Para 5.1)  
\*\*Small Business (IAW Para 4.2) is changed to \*\*Small Business (IAW Para 5.2)
  - b. Under IV OTHER PROPOSAL DOCUMENTS:  
Letters of Commitment and Resume Form (Para 3.1.1.3, 3.1.3) removes 3.1.3 and now reads  
Letters of Commitment and Resume Form (Para 3.1.1.3)  
  
\*Experience/Past Performance (IAW Para 3.3 and Para 3.4) is changed to read  
\*Experience/Past Performance (IAW Para 4.1.1 and Para 4.1.2)
  - c. Under Consent to Subcontract Packages (IAW Para 3.1.3) is changed to read (IAW Para 7.0)
2. Section 00100, page 40, Paragraph 4.1.3.7, Letters of Commitment/Resume Forms (IAW Section 00100, Part A, Para 3.1.3) is changed to read (IAW Section 00100, Part A, Para 3.1.1.3)
3. Section 00100, page 41, Paragraph 4.1, Subcontracting Plan is renumbered to Paragraph 5.1.
4. Section 00100, page 43, Paragraph 4.2, Factor 5 – Business Participation, is renumbered to Paragraph 5.2.
5. Revised Attachment 5 is hereby incorporated into this RFP, posted on the website [www.hnd.usace.army.mil](http://www.hnd.usace.army.mil) and the following changes were made:  
  
CLIN 0001 - Project Management WBS was changed from 3.03.2 to 3.03.1.7  
Gov't Support Activities WBS was changed from 3.03.3 to 3.03.1.8  
Planning WBS was changed from 3.03.4 to 3.03.1.9  
Award Fee was changed from 3.03.6 to 3.03.1.11  
Pass Through Cost was changed from 3.03.7 to 3.03.1.12  
  
CLIN 0003 only - Added Building 600 (3.03.3.8)  
  
CLIN's 0002 through 0015 - Project Management WBS was changed from 3.03.7 to 3.03.3.8  
Gov't Support Activities WBS was changed from 3.03.8 to 3.03.3.9  
Planning WBS was changed from 3.03.9 to 3.03.3.10  
Award Fee was changed from 3.03.11 to 3.03.3.12  
Pass Through Cost was changed from 3.03.12 to 3.03.3.13  
Added the following: Site Preparation (3.03.3.1.1), Site Improvements (3.03.3.1.2), Site Civil/Mechanical Utilities (3.03.3.2.1), Site Electrical Utilities (3.03.3.2.2).  
Revised WBS numbers in accordance with changes to attachment 4.

6. A revised Attachment 4, is hereby incorporated into this RFP, posted on the website [www.hnd.usace.army.mil](http://www.hnd.usace.army.mil). The changes made are annotated on the revised attachment.

7. Section 00700, page 117, FAR clause 52.219-9, SMALL BUSINESS SUBCONTRACTING PLAN (OCT 2001) ALTERNATE II is hereby replaced with the (JAN 2002) update as follows:

52.219-9. SMALL BUSINESS SUBCONTRACTING PLAN (JAN 2002) ALTERNATE II

(a) This clause does not apply to small business concerns.

(b) *Definitions.* As used in this clause-

"Commercial item" means a product or service that satisfies the definition of commercial item in section 2.101 of the Federal Acquisition Regulation.

"Commercial plan" means a subcontracting plan (including goals) that covers the offeror's fiscal year and that applies to the entire production of commercial items sold by either the entire company or a portion thereof (*e.g.*, division, plant, or product line).

"Individual contract plan" means a subcontracting plan that covers the entire contract period (including option periods), applies to a specific contract, and has goals that are based on the offeror's planned subcontracting in support of the specific contract, except that indirect costs incurred for common or joint purposes may be allocated on a prorated basis to the contract.

"Master plan" means a subcontracting plan that contains all the required elements of an individual contract plan, except goals, and may be incorporated into individual contract plans, provided the master plan has been approved.

"Subcontract" means any agreement (other than one involving an employer-employee relationship) entered into by a Federal Government prime Contractor or subcontractor calling for supplies or services required for performance of the contract or subcontract.

(c) Proposals submitted in response to this solicitation shall include a subcontracting plan that separately addresses subcontracting with small business, veteran-owned small business, service-disabled veteran-owned small business, HUBZone small business, small disadvantaged business, and women-owned small business concerns. If the offeror is submitting an individual contract plan, the plan must separately address subcontracting with small business, veteran-owned small business, service-disabled veteran-owned small business, HUBZone small business, small disadvantaged business, and women-owned small business concerns, with a separate part for the basic contract and separate parts for each option (if any). The plan shall be included in and made a part of the resultant contract. The subcontracting plan shall be negotiated within the time specified by the Contracting Officer. Failure to submit and negotiate a subcontracting plan shall make the offeror ineligible for award of a contract.

(d) The offeror's subcontracting plan shall include the following:

(1) Goals, expressed in terms of percentages of total planned subcontracting dollars, for the use of small business, veteran-owned small business, service-disabled veteran-owned small business, HUBZone small

business, small disadvantaged business, and women-owned small business concerns as subcontractors. The offeror shall include all subcontracts that contribute to contract performance, and may include a proportionate share of products and services that are normally allocated as indirect costs.

(2) A statement of-

- (i) Total dollars planned to be subcontracted for an individual contract plan; or the offeror's total projected sales, expressed in dollars, and the total value of projected subcontracts to support the sales for a commercial plan;
- (ii) Total dollars planned to be subcontracted to small business concerns;
- (iii) Total dollars planned to be subcontracted to veteran-owned small business concerns;
- (iv) Total dollars planned to be subcontracted to service-disabled veteran-owned small business;
- (v) Total dollars planned to be subcontracted to HUBZone small business concerns;
- (vi) Total dollars planned to be subcontracted to small disadvantaged business concerns; and
- (vii) Total dollars planned to be subcontracted to women-owned small business concerns.

(3) A description of the principal types of supplies and services to be subcontracted, and an identification of the types planned for subcontracting to-

- (i) Small business concerns;
- (ii) Veteran-owned small business concerns;
- (iii) Service-disabled veteran-owned small business concerns;
- (iv) HUBZone small business concerns;
- (v) Small disadvantaged business concerns; and
- (vi) Women-owned small business concerns.

(4) A description of the method used to develop the subcontracting goals in paragraph (d)(1) of this clause.

(5) A description of the method used to identify potential sources for solicitation purposes (*e.g.*, existing company source lists, the Procurement Marketing and Access Network (PRO-Net) of the Small Business Administration (SBA), veterans service organizations, the National Minority Purchasing Council Vendor Information Service, the Research and Information Division of the Minority Business Development Agency in the Department of Commerce, or small, HUBZone, small disadvantaged, and women-owned small business trade associations). A firm may rely on the information contained in PRO-Net as an accurate representation of a concern's size and ownership characteristics for the purposes of maintaining a small, veteran-owned small, service-disabled veteran-owned small, HUBZone small, small disadvantaged, and women-owned small business source list. Use of PRO-Net as its source list does not relieve a firm of its responsibilities (*e.g.*, outreach, assistance, counseling, or publicizing subcontracting opportunities) in this clause.

(6) A statement as to whether or not the offeror included indirect costs in establishing subcontracting goals, and a description of the method used to determine the proportionate share of indirect costs to be incurred with-

- (i) Small business concerns;
- (ii) Veteran-owned small business concerns;
- (iii) Service-disabled veteran-owned small business concerns;
- (iv) HUBZone small business concerns;
- (v) Small disadvantaged business concerns; and
- (vi) Women-owned small business concerns.

(7) The name of the individual employed by the offeror who will administer the offeror's subcontracting program, and a description of the duties of the individual.

(8) A description of the efforts the offeror will make to assure that small business, veteran-owned small business, service-disabled veteran-owned small business, HUBZone small business, small disadvantaged business, and women-owned small business concerns have an equitable opportunity to compete for subcontracts.

(9) Assurances that the offeror will include the clause of this contract entitled "Utilization of Small Business Concerns" in all subcontracts that offer further subcontracting opportunities, and that the offeror will require all subcontractors (except small business concerns) that receive subcontracts in excess of \$500,000 (\$1,000,000 for construction of any public facility) to adopt a subcontracting plan that complies with the requirements of this clause.

(10) Assurances that the offeror will-

(i) Cooperate in any studies or surveys as may be required;

(ii) Submit periodic reports so that the Government can determine the extent of compliance by the offeror with the subcontracting plan;

(iii) Submit Standard Form (SF) 294, Subcontracting Report for Individual Contracts, and/or SF 295, Summary Subcontract Report, in accordance with paragraph (j) of this clause. The reports shall provide information on subcontract awards to small business concerns, veteran-owned small business concerns, service-disabled veteran-owned small business concerns, HUBZone small business concerns, small disadvantaged business concerns, women-owned small business concerns, and Historically Black Colleges and Universities and Minority Institutions. Reporting shall be in accordance with the instructions on the forms or as provided in agency regulations.

(iv) Ensure that its subcontractors agree to submit SF 294 and SF 295.

(11) A description of the types of records that will be maintained concerning procedures that have been adopted to comply with the requirements and goals in the plan, including establishing source lists; and a description of the offeror's efforts to locate small business, veteran-owned small business, service-disabled veteran-owned small business, HUBZone small business, small disadvantaged business, and women-owned small business concerns and award subcontracts to them. The records shall include at least the following (on a plant-wide or company-wide basis, unless otherwise indicated):

(i) Source lists (e.g., PRO-Net), guides, and other data that identify small business, veteran-owned small business, service-disabled veteran-owned small business, HUBZone small business, small disadvantaged business, and women-owned small business concerns.

(ii) Organizations contacted in an attempt to locate sources that are small business, veteran-owned small business, service-disabled veteran-owned small business, HUBZone small business, small disadvantaged business, or women-owned small business concerns.

(iii) Records on each subcontract solicitation resulting in an award of more than \$100,000, indicating-

(A) Whether small business concerns were solicited and, if not, why not;

(B) Whether veteran-owned small business concerns were solicited and, if not, why not;

(C) Whether service-disabled veteran-owned small business concerns were solicited and, if not, why not;

(D) Whether HUBZone small business concerns were solicited and, if not, why not;

(E) Whether small disadvantaged business concerns were solicited and, if not, why not;

(F) Whether women-owned small business concerns were solicited and, if not, why not; and

(G) If applicable, the reason award was not made to a small business concern.

- (iv) Records of any outreach efforts to contact-
    - (A) Trade associations;
    - (B) Business development organizations;
    - (C) Conferences and trade fairs to locate small, HUBZone small, small disadvantaged, and women-owned small business sources; and
    - (D) Veterans service organizations.
  - (v) Records of internal guidance and encouragement provided to buyers through-
    - (A) Workshops, seminars, training, etc.; and
    - (B) Monitoring performance to evaluate compliance with the program's requirements.
  - (vi) On a contract-by-contract basis, records to support award data submitted by the offeror to the Government, including the name, address, and business size of each subcontractor. Contractors having commercial plans need not comply with this requirement.
- (e) In order to effectively implement this plan to the extent consistent with efficient contract performance, the Contractor shall perform the following functions:
- (1) Assist small business, veteran-owned small business, service-disabled veteran-owned small business, HUBZone small business, small disadvantaged business, and women-owned small business concerns by arranging solicitations, time for the preparation of bids, quantities, specifications, and delivery schedules so as to facilitate the participation by such concerns. Where the Contractor's lists of potential small business, veteran-owned small business, service-disabled veteran-owned small business, HUBZone small business, small disadvantaged business, and women-owned small business subcontractors are excessively long, reasonable effort shall be made to give all such small business concerns an opportunity to compete over a period of time.
  - (2) Provide adequate and timely consideration of the potentialities of small business, veteran-owned small business, service-disabled veteran-owned small business, HUBZone small business, small disadvantaged business, and women-owned small business concerns in all "make-or-buy" decisions.
  - (3) Counsel and discuss subcontracting opportunities with representatives of small business, veteran-owned small business, service-disabled veteran-owned small business, HUBZone small business, small disadvantaged business, and women-owned small business firms.
  - (4) Provide notice to subcontractors concerning penalties and remedies for misrepresentations of business status as small, veteran-owned small business, HUBZone small, small disadvantaged, or women-owned small business for the purpose of obtaining a subcontract that is to be included as part or all of a goal contained in the Contractor's subcontracting plan.
- (f) A master plan on a plant or division-wide basis that contains all the elements required by paragraph (d) of this clause, except goals, may be incorporated by reference as a part of the subcontracting plan required of the offeror by this clause; provided-
- (1) The master plan has been approved;
  - (2) The offeror ensures that the master plan is updated as necessary and provides copies of the approved master plan, including evidence of its approval, to the Contracting Officer; and
  - (3) Goals and any deviations from the master plan deemed necessary by the Contracting Officer to satisfy the requirements of this contract are set forth in the individual subcontracting plan.
- (g) A commercial plan is the preferred type of subcontracting plan for contractors furnishing commercial items. The commercial plan shall relate to the offeror's planned subcontracting generally, for both commercial and Government business, rather than solely to the Government contract. Commercial plans are also preferred for subcontractors that provide commercial items under a prime contract, whether or not the prime contractor is supplying a commercial item.

(h) Prior compliance of the offeror with other such subcontracting plans under previous contracts will be considered by the Contracting Officer in determining the responsibility of the offeror for award of the contract.

(i) The failure of the Contractor or subcontractor to comply in good faith with-

(1) The clause of this contract entitled "Utilization Of Small Business Concerns;" or

(2) An approved plan required by this clause, shall be a material breach of the contract.

(j) The Contractor shall submit the following reports:

(1) *Standard Form 294, Subcontracting Report for Individual Contracts*. This report shall be submitted to the Contracting Officer semiannually and at contract completion. The report covers subcontract award data related to this contract. This report is not required for commercial plans.

(2) *Standard Form 295, Summary Subcontract Report*. This report encompasses all of the contracts with the awarding agency. It must be submitted semi-annually for contracts with the Department of Defense and annually for contracts with civilian agencies. If the reporting activity is covered by a commercial plan, the reporting activity must report annually all subcontract awards under that plan. All reports submitted at the close of each fiscal year (both individual and commercial plans) shall include a breakout, in the Contractor's format, of subcontract awards, in whole dollars, to small disadvantaged business concerns by North American Industry Classification System (NAICS) Industry Subsector. For a commercial plan, the Contractor may obtain from each of its subcontractors a predominant NAICS Industry Subsector and report all awards to that subcontractor under its predominant NAICS Industry Subsector.

(End of clause)

8. The table provided under paragraph 5.2.2 (renumbered from 4.2.2 in this amendment) {page 43} and as part of the project experience form, page 48 is hereby replaced with the chart below:

	Small Business	Small Disadvantaged Business	Women-Owned Small Business	HUBZone Small Business	Service-Disabled Veteran-Owned Small Business	Veteran-Owned Small Business
<b>Goal from Approved Subcontracting Plan</b>						
<b>Actual Percentage (%) Subcontracted</b>						

9. Section 00100, Part A, Paragraph 5.0, first paragraph is hereby replaced with the following:

Offerors should strive to place subcontracts with the following target goals: 61.4% of the work subcontracted should be small businesses including 9.1% small-disadvantaged businesses, 5% women-owned small businesses, 2.5% Historically Underutilized Business Zones (HUBzones), 3.0% Veteran-Owned Small Businesses, and 3.0% Service-Disabled Veteran-Owned Small Businesses.

10. Section 00100, Part A, Paragraph 5.0, last paragraph is hereby replaced with the following:

In accordance with 10 U.S.C. §2323a (a)(2) and DFARS 252.219-7003(c), credit for meeting the small disadvantaged business (SDB) subcontracting goal shall be given for work performed under the instant contract, or pertinent subcontracts, where performance of such contract or subcontract is undertaken as a joint venture with an Indian tribe or tribally owned corporation, provided however that (1) an Indian tribe or tribally owned

corporation owns at least 50 percent of the joint venture; (2) the activities of the joint venture under the contract or subcontract provide employment opportunities for Indians either directly or through the purchase of products or services for the performance of the contract or subcontract; and (3) the Indian tribe or tribally owned corporation manages the performance of such contract or subcontract. Note that all three (3) requirements must be met. It is the responsibility of the offeror to clearly set forth in its proposal how the requirements of 10 U.S.C. §2323a(b)(2) are satisfied, including the percentage of the tribe's or tribally owned corporation's ownership in the joint venture used to calculate the extent of the credit allowed (see 10 U.S.C. §2323a(c)). Note specifically that the credit afforded by 10 U.S.C. §2323a is applied only to the SDB subcontracting goal. Credit for meeting other goals, including the goal for utilization of small business concerns, shall require compliance with applicable law and regulation governing those specific goals.

11. Section 00100, Part B, page 55, Paragraph 5.0 is replaced with the following:

Offerors who are small businesses, HUBZone small businesses, small disadvantaged businesses, women-owned small business, service-disabled veteran-owned small business, and veteran-owned small business concerns will be given full credit for this factor.

12. All references to women-owned business are changed to women-owned small business.

13. "Service-disabled veteran-owned small business," is added prior to all references to veteran-owned small business.

14. Section 00100, Part A, paragraph 4.2.1.4, Safety, page 40. Add the following sentences: "OSHA forms are required on all corporate projects. Offerors are required to provide safety performance on the OSHA 200 forms for the major subcontractors proposed (>10% of the effort). OSHA forms are not included in the 60 page limitation on experience/past performance."

15. Section 00100, Part A, paragraph 2.2, Preparation and Submission, page 29. After \* Experience and Past Performance information, not to exceed 60 pages, shall be submitted as part of Volume IV, add the following sentence: "OSHA forms are not included in the 60 page limitation on experience/past performance."

16. The boring logs are hereby incorporated into this RFP and are posted on the website ([www.hnd.usace.army.mil](http://www.hnd.usace.army.mil)).

17. Additional Quantity Takeoffs are hereby incorporated into this RFP and are posted on the website ([www.hnd.usace.army.mil](http://www.hnd.usace.army.mil)).

18. A revised Division 01 of the Specifications is hereby incorporated into this RFP and posted on the website ([www.hnd.usace.army.mil](http://www.hnd.usace.army.mil)). The changes made are annotated on the revised specification.

19. Section 00100, Part B, paragraph 1.0, Basis for Contract Award. The following points of contact (POCs) are provided:

The Boeing Company, POCs: Jim Kidd at 256-461-3027 or Richard Stepanian at 256-461-3145  
Teledyne Brown Engineering, POCs: Scott Campbell at 256-461-5681 or Larry Larsen at 256-461-5874  
Langford & Associates, POC: Hugh Langford at (626) 449-7458.

20. Small businesses interested in participating in this project, should contact the Small Business Administration Office, the Procurement Technical Assistant Center, or the Minority Education and Entrepreneurship Training, Inc.

**U.S. Small Business Administration**

Anchorage District Office  
510 L. Street, Suite 310  
Anchorage, AK 99501-1952  
(907)271-4861 or 4849

**Procurement Technical Assistance Center of Alaska**

430 W. 7th Avenue, Suite 110  
Anchorage, AK 99501  
(907)274-7232 or (800)478-7232

**Minority Education and Entrepreneurship Training, Inc.**

Johnny Napier, Executive Director  
950 Cowles Street, Suite 121  
Fairbanks, AK 99701  
(907)474-4533 or FAX (907)479-9557  
[napier\\_johnny@hotmail.com](mailto:napier_johnny@hotmail.com)

21. Section 00800, paragraph 13.0, Small Business Goals. Is revised as follows:

Contractors should strive to place subcontracts with the following target goals: 61.4% of the work subcontracted should be small businesses including 9.1% small-disadvantaged businesses, 5% women-owned small businesses, 2.5% HUBZone small businesses, 3.0% service-disabled veteran owned small businesses and 3.0% veteran-owned small businesses.

Any Small Business/Small Disadvantaged Business subcontractors identified in the oral presentations must be submitted under Small Business Participation, Proposed Usage and in the individual subcontracting plan required by FAR 52.219-9, which will be submitted and approved by the Contracting Officer prior to award. Any offeror not agreeing with this requirement may be deemed unacceptable for award.

Note specifically, FAR 52.219-8, Utilization of Small Business Concerns, FAR 52.219-9, Small Business Subcontracting Plan, FAR 52.226-1, Utilization of Indian Organizations and Indian-Owned Economic Enterprises, and DFARS 252.219-7003, Small Disadvantaged and Women-Owned Small Business Subcontracting Plan (DoD contracts).

In accordance with 10 U.S.C. §2323a (a)(2) and DFARS 252.219-7003(c), credit for meeting the small disadvantaged business (SDB) subcontracting goal shall be given for work performed under the instant contract, or pertinent subcontracts, where performance of such contract or subcontract is undertaken as a joint venture with an Indian tribe or tribally owned corporation, provided however that (1) an Indian tribe or tribally owned corporation owns at least 50 percent of the joint venture; (2) the activities of the joint venture under the contract or subcontract provide employment opportunities for Indians either directly or through the purchase of products or services for the performance of the contract or subcontract; and (3) the Indian tribe or tribally owned corporation manages the performance of such contract or subcontract. Note that all three (3) requirements must be met. It is the responsibility of the offeror to clearly set forth in its proposal how the requirements of 10 U.S.C. §2323a(b)(2) are satisfied, including the percentage of the tribe's or tribally owned corporation's ownership in the joint venture used to calculate the extent of the credit allowed (see 10 U.S.C. §2323a(c)). Note specifically that the credit afforded by 10 U.S.C. §2323a is applied only to the SDB subcontracting goal. Credit

for meeting other goals, including the goal for utilization of small business concerns, shall require compliance with applicable law and regulation governing those specific goals.

22. Should the contractor decide to rent construction equipment then he must follow Section 00700, FAR 52.244-5, Competition in Subcontracting. If the contractor owns the equipment then he shall follow Section 00700, EFAR 52.249-5000, Basis for Settlement of Proposal.

23. Costs for labor for the erection of the mancamp shall be distributed to Work Breakdown Item 3.03.1.3.5, Mobilization/ Demobilization. Costs associated with materials and equipment for the mancamp shall be distributed Work Breakdown Item 3.03.12, Pass Through Cost.

24. Perimeter fencing requirements shall be as described in Section 00800, Attachment 9, page 421, paragraph 9.3.7. The security fence requirements shall be as described in Section 00800, Attachment 9, page 411, paragraph 9.3.5.2.1. Installation of the sensors, cameras, etc, will be accomplished under a separate contract.

25. The contractor is responsible for all construction permits with the exception of the following:

- a) Certificate to Construct Septic System – EAS, FGA
- b) Certificate to Construct Storage Tanks – EAS, FGA
- c) Air Quality Permit to Construct – EAS, FGA
- d) Wetlands Permit – EAS only. No wetlands at FGA.
- e) Approval from Alyeska Pipeline Co. – FGA
- f) Alaska Department of Transportation (ADOT) R.O.W – FGA

26. Presentation room layout/format and facilities will be provided at the same time as oral presentation assignments.

27. Section 00100, part A, para 3.0, page 32: Offerors will be permitted a maximum number of 7 persons at the oral presentation.

28. Section 00010, Paragraph 2.3.3, Page 30, requires 1.5” line spacing for text. This limitation does NOT apply to the resume form and the project description form. Single line spacing can be used for both the resume and project description forms.

29. Section 00100, part A, Paragraph 3.0, page 32:

Offerors are limited to not more than four representatives at the oral presentation. Offerors are required to have the proposed project manager and are strongly encouraged to have the job superintendent, the safety manager and the quality control system manager, who are directly related to execution of the requirement, as the presenters.

Is changed to read as follows:

Offerors will be permitted up to a maximum of 7 persons at the oral presentation. Offerors are required to have the proposed project manager and are strongly encouraged to have the job superintendent, the safety manager and the quality control system manager, who are directly related to execution of the requirement, as the presenters. The offeror must decide how it wishes to assign duties.

30. Section 00010, Page 8, paragraph 4.2.1 (shown below) is hereby deleted and the paragraph is reserved for future use.

4.2.1 Specific contract requirements (format, first submission, frequency of submission, WBS reporting elements and sub-elements, threshold for analysis, functional level for reporting, definitions, etc.) for the EVMS deliverables and reports mentioned above will be accomplished post-award as elements of the Contract Management Procedures/Advance Agreements.

31. Section 00010, Page 10, paragraph 4.2.1.1(a)(2) is changed FROM:

- (2) For all Resources internal CPR which includes, COM and current BCWS, ACWP, BAC, EAL, SV, CV and VAC

TO:

- (2) For all Resources internal CPR which includes, cumulative and current BCWS, ACWP, BAC, EAC, SV, CV and VAC

32. The table below replaces the Facilities Schedule Table in Section 00010, Paragraph 1.1, Program Milestones:

FACILITIES SCHEDULE	BOD
Eareckson Air Station	
IDT (1)	07/01/03
DSCS	05/15/03
Ft. Greely	
Perimeter Security Fence	09/30/02
IDT (1)	08/15/03
DSCS	05/15/03
Readiness and Control	11/08/03
Water Supply Building	10/17/03
Main Power Substation/Distribution	10/17/03
Utility Building	10/17/03
Fuel Storage and Unloading Facility	10/17/03
Site Utilities	10/17/03
Entry Control Station	11/01/03
Missile Assembly Building	10/17/03
Exo-atmospheric Kill Vehicle (EKV) Assembly Building	03/31/04
EKV Fuel Storage Facility	11/01/03
EKV Oxidizer Storage Facility	11/01/03
Interceptor Storage	11/01/03
Roads	10/17/03

## 33. The following updated Davis-Bacon Wage Determination is hereby incorporated:

General Decision Number AK010001

Superseded General Decision No. AK000001

State: Alaska Construction Type: BUILDING HEAVY

County(ies): STATEWIDE

BUILDING AND HEAVY CONSTRUCTION PROJECTS (does not include residential construction consisting of single family homes and apartments up to and including 4 stories)

Modification Number	Publication Date
0	03/02/2001
1	03/09/2001
2	03/30/2001
3	04/06/2001
4	04/20/2001
5	04/27/2001
6	07/06/2001
7	08/03/2001
8	09/07/2001
9	09/28/2001

COUNTY(ies): STATEWIDE

ASBE0097A 01/01/2001

	Rates	Fringes
ASBESTOS WORKERS/INSULATORS (includes application of all insulating materials protective coverings, coatings and finishings to all types of mechanical systems)	26.58	5.39

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ASBE0097B 01/05/1995

	Rates	Fringes
HAZARDOUS MATERIAL HANDLER (includes preparation, wetting, stripping, removal scrapping, vacuuming, bagging, and disposing of all insulation materials, whether they contain asbestos or not, from mechanical systems)	21.55	6.79

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BOIL0502A 01/01/2001

	Rates	Fringes
BOILERMAKERS	32.20	10.65

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BRAK0001A 08/01/2001

	Rates	Fringes
BRICKLAYERS, BLOCKLAYERS, STONEMASON, MARBLE MASON, TILE SETTER & TERRAZZO WORKER	28.22	11.80
TILE & TERRAZZO FINISHERS	22.79	11.80

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CARP1243A 09/01/2001

	Rates	Fringes
NORTH OF THE 63RD PARALLEL CARPENTERS/LATHER/ DRYWALL APPLICATOR	30.60	10.60
DEWALT OR SIMILAR TYPE SAW OPERATORS; SAW FILERS; NAILING MACHINE OPERATORS; POWER-ACTUATED TOOL OPERATOR; MARLITE AND ACOUSTICAL APPLICATOR FLOOR WORKERS; FIRE OR FLOOD REPAIR WORK	31.17	10.60
MILLWRIGHTS	31.55	10.60

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CARP1281A 09/01/2001

Rates	Fringes
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SOUTH OF 63RD PARALLEL CARPENTERS & DRYWALLERS	27.10	11.70
ACOUSTICAL APPLICATOR AND LATHERS	27.10	11.70
MILLWRIGHTS	27.80	11.70

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CARP2520A 07/01/2001

	Rates	Fringes
DIVERS:		
WORKING	58.80	11.60
STAND-BY	29.40	11.60
TENDER	28.40	11.60
PILEDRIVERS:		
WELDER	27.00	11.60
CARPENTER	26.40	11.60
SHEET PILE STABBER	26.24	11.60
PILEDRIVER; SKIFF OPERATOR AND RIGGER	25.24	11.60

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ELEC1547A 01/01/2001

	Rates	Fringes
ELECTRICIANS; TECHNICIANS	27.67	3%+11.35
CABLE SPLICERS	29.42	3%+11.35

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ELEC1547B 01/01/2001

	Rates	Fringes
LINEMEN; EQUIPMENT OPERATORS; TECHNICIAN	32.15	3%+13.50
CABLE SPLICER	33.90	3%+13.50
POWDERMAN	30.15	3%+13.50

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ELEV0019A 04/01/2001

	Rates	Fringes
ELEVATOR MECHANICS	34.035	7.195+a

FOOTNOTE: a. Employer contributes 8% of the basic hourly rate for over 5 year's service and 6% of the basic hourly rate for 6 months to 5 years' of service as vacation paid credit. Seven paid holidays:

New Year's Day; Memorial Day; Independence Day;  
Labor Day, Thanksgiving Day; Friday after  
Thanksgiving and Christmas Day

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ENGI0302A 07/01/2001

	Rates	Fringes
POWER EQUIPMENT OPERATORS:		
PROJECT COST (excluding cost of materials) OVER \$4 MILLION		
GROUP 1	31.05	9.49
GROUP 1A	32.55	9.49
GROUP 2	30.34	9.49
GROUP 3	29.71	9.49
GROUP 4	24.29	9.49
PROJECT COST (excluding cost of materials) \$4 MILLION AND UNDER		
GROUP 1	24.60	8.99
GROUP 1A	25.83	8.99
GROUP 2	24.06	8.99
GROUP 3	23.56	8.99
GROUP 4	19.22	8.99

POWER EQUIPMENT OPERATOR CLASSIFICATIONS

GROUP 1: Asphalt Roller; Back Filler; Barrier Machine (Zipper); Batch Plant Operator: Batch and Mixer over 200 yds.; Beltcrete with power pack and similar conveyors; Bending Machine; Boat Coxwains; Bulldozers; Cableways, Highlines and Cablecars;

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Cleaning Machine; Coating Machine; Concrete Hydro Blaster; Cranes-45 tons and under or 150 foot boom and under (including jib and attachments): (a) Shovels, Backhoes, Draglines, Clamshells; Gradalls-3 yards and under; (b) Hydralifts or Transporters, all track or truck type, (c) Derricks; Crushers; Deck Winches-Double Drum; Ditching or Trenching Machine (16 inch or over); Drilling Machines, core, cable, rotary and exploration; Finishing Machine Operator, concrete paving, Laser Screed, sidewalk, curb and gutter machine; Helicopters; Hover Craft, Flex Craft, Loadmaster, Air Cushion, All Terrain Vehicle, Rollagon, Bargecable, Nodwell Sno Cat; Hydro Ax: Feller Buncher and similar; Loaders: Forklifts with power boom and swing attachment, Overhead and front end, 2 1/2 yards through 5 yards, Loaders with forks or pipe clamps, Loaders, elevating belt type, Euclid and similar types; Mechanics, Bodyman; Micro Tunneling Machine; Mixers: Mobile type w/hoist combination; Motor Patrol Grader; Mucking Machines: Mole, Tunnel Drill, Horizontal/Directional Drill Operator, and/or Shield; Operator on Dredges; Piledriver Engineers, L. B. Foster, Puller or similar Paving Breaker; Power Plant, Turbine Operator, 200 k.w. and over (power plants or combination of power units over 300 k.w.); Sauerman-Bagley; Scrapers-through 40 yards; Service Oiler/Service Engineer; Sidebooms-under 45 tons; Shot Blast Machine; Spreaders, Blaw Knox, Cedarapids, Barber Greene, Slurry Machine; Sub-grader (Gurries, C.M.I. and C.M.I. Roto Mills and similar types); Tack tractor; Truck mounted Concrete Pumps, Conveyor, Creter; Water Kote Machine; Unlicensed off road hauler

GROUP 1A: Cranes-over 45 tons or 150 foot (including jib and attachments): (a) Shovels, backhoes, draglines, clamshells-over 3 yards, (b) Tower cranes; Loaders over 5 yds.; Motor Patrol Grader (finish: when finishing to final graders and/or to hubs, or for asphalt); Power Plants: 1000 k.w. and over; Quad; Screed; Sidebooms over 45 tons; Slip Form Paver C.M.I. and similar types; Scrapers over 40 yards

GROUP 2: Batch Plant Operators: Batch and Mixer 200 yds. per hour and under; Boiler-fireman; Cement Hog and Concrete Pump Operator; Conveyors (except as listed in group 1); Hoist on steel erection; Towermobiles and Air Tuggers; Horizontal/Directional Drill Locator; Loaders, Elevating Grader, Dumor and similar; Locomotives: rod and geared engines; Mixers; Screening, Washing Plant; Sideboom (cradling rock drill regardless of size); Skidder; Trenching Machine under 16 inches.

GROUP 3: "A" Frame Trucks, Deck Winches: single power drum; Bombardier (tack or tow rig); Boring Machine; Brooms-power; Bump Cutter; Compressor; Farm tractor; Forklift, industrial type; Gin Truck or Winch Truck with poles when used for hoisting; Grade Checker and Stake Hopper; Hoist, Air Tuggers, Elevators; Loaders: (a) Elevating-Athey, Barber Green and similar types; (b) Forklifts or Lumber Carrier (on construction job site); (c) Forklifts with Tower; (d) Overhead and Front-end, under 2 1/2 yds. Locomotives: Dinkey (air, steam, gas and electric) Speeders; Mechanics (light duty); Mixers: Concrete Mixers and Batch 200 yds. per hour and under; Oil, Blower Distribution; Post Hole Diggers, mechanical; Pot Fireman (power agitated); Power Plant,

Turbine Operator, under 300 k.w.; Pumps-water; Rig oiler/assistant engineer, over 45 ton, over 3 yards or over 150 foot boom; Roller-other than Plantmix; Saws, concrete; Straightening Machine; Tow Tractor

GROUP 4: Rig Oiler/Assistant Engineer (Advances to Group III if over 45 tons or 3 yards or 150 ft. boom); Swamper (on trenching machines or shovel type equipment); Spotter; Steam Cleaner

FOOTNOTE: Groups 1-4 receive 10% premium while performing tunnel or underground work.

IRON0751A 08/01/2001

**IRONWORKERS:**

BRIDGE, STRUCTURAL, ORNAMENTAL, REINFORCING MACHINERY MOVER,  
RIGGER, SHEETER, STAGE RIGGER, BENDER OPERATOR

GUARDRAIL LAYOUT MAN

FENCE, BARRIER AND GUARDRAIL INSTALLERS

HELICOPTER, TOWER

Rates Fringes

27.50 13.10

24.74 13.10

24.00 13.10

28.50 13.10

LABO0341A 08/01/2001

**LABORERS:**

GROUP 1

GROUP 2

GROUP 3

GROUP 3A

GROUP 4

Rates Fringes

24.94 9.20

25.69 9.20

26.34 9.20

27.14 9.20

17.29 9.20

**LABORERS CLASSIFICATIONS**

GROUP 1: Asphalt Workers (shovelman, plant crew); Brush Cutters; Camp Maintenance Laborer; Carpenter Tenders; Choke Setters, Hook Tender, Rigger, Signalman; Concrete Laborer (curb and gutter, chute handler, grouting, curing, screeding); Crusher Plant Laborer; Demolition Laborer; Ditch Diggers; Dump Man; Environmental Laborer (asbestos (limited to nonmechanical systems), hazardous and toxic waste, oil spill); Fence Installer; Fire Watch Laborer; Flagman; Form Strippers; General Laborer; Guardrail Laborer, Bridge Rail Installers; Hydro-Seeder Nozzleman; Laborers (building); Landscape or Planter; Material Handlers; Pneumatic or Power Tools; Portable or Chemical Toilet Serviceman; Pump Man or Mixer Man; Railroad Track Laborer;

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Sandblast, Pot Tender; Saw Tenders; Scaffold Building and Erecting; Slurry Work; Stake Hopper; Steam Point or Water Jet Operator; Steam Cleaner Operator; Tank Cleaning; Utiliwalk and Utilidor Laborer; Watchman (construction projects); Window Cleaner

GROUP 2: Burning and Cutting Torch; Cement or Lime Dumper or Handler (sack or bulk); Choker Splicer; Chucktender (wagon, airtrack and hydraulic drills); Concrete Laborers (power buggy, concrete saws, pumpcrete nozzleman, vibratorman); Culvert pipe laborer; Environmental Laborer (marine work); Foam Gun or Foam Machine Operator; Green Cutter (dam work); Guardrail Machine Operator; Gunnite Operator; Hod Carriers; Jackhammer or Pavement Breakers (more than 45 pounds); Mason Tender and Mud Mixer (sewer work); Pilot car; Plasterer, Bricklayer and Cement Finisher Tenders; Power Saw Operator; Railroad Switch Layout Laborer; Sandblaster; Sewer Caulkers; Sewer Plant Maintenance Man; Thermal Plastic Applicator; Timber Faller, chain saw operator, filer; Timberman

GROUP 3: Bit Grinder; Drill Doctor (in the field); Drillers (including, but not limited to, wagon drills, air track drills; hydraulic drills); High Rigger and tree topper; Higher Scaler; Multiplate; Pioneer Drilling and Drilling Off Tugger (all type drills); Slurry Seal Squeegee Man

GROUP 3A: Asphalt Raker, Asphalt Belly dump lay down; Grade checker (setting or transferring of grade marks, line and grade); Powderman; Pipelayers

GROUP 4: Final Building Cleanup

TUNNELS, SHAFTS, AND RAISES

GROUP 1	27.43	9.20
GROUP 2	28.26	9.20
GROUP 3	28.97	9.20
GROUP 3A	28.95	9.20

TUNNELS, SHAFTS, AND RAISES CLASSIFICATIONS

GROUP 1: Brakeman; Muckers; Nippers; Topman and Bull Gang; Tunnel Track Laborer

GROUP 2: Burning and Cutting Torch; Concrete Laborers; Jackhammers; Laser Instrument Operators; Nozzleman, Pumpcrete or Shotcrete; Pipelayers

GROUP 3: Miner; Retimberman

GROUP 3A: Powderman

Tunnel shaft and raise rates only apply to workers regularly employed inside a tunnel portal or shaft collar.

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PAIN1140C 07/01/2001

	Rates	Fringes
SOUTH OF THE 63RD PARALLEL		
PAINTERS		
Brush, Roller, Sign	23.28	8.40
Paper and Vinyl, Swing Stage, Taper/Drywall, Structural Steel	23.68	8.40
Spray-Sand/Blast, Epoxy and Tar Applicator	24.28	8.40
Steeple Jack & Tower	25.28	8.40

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PAIN1140E 07/01/2001

	Rates	Fringes
SOFT FLOOR LAYERS	23.80	6.68

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PAIN1140F 06/01/2001

	Rates	Fringes
SOUTH OF THE 63RD PARALLEL		
GLAZIERS	24.07	10.08

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PAIN1555C 09/01/2001

	Rates	Fringes
NORTH OF THE 63RD PARALLEL		
PAINTERS:		
BRUSH, BUFFER OPERATOR, FLOOR-COVERER, POT TENDER, ROLL SPRAY, WALLCOVERER	25.50	9.30
HAZARDOUS MATERIAL APPLICATOR, LEAD BASED PAINT ABATEMENT, RADON MITIGATION, SANDBLAST, STRUCTURAL STEEL, TAPING, TEXTURING	26.00	9.30

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PAIN1555E 08/01/2001		
	Rates	Fringes
NORTH OF THE 63RD PARALLEL GLAZIERS	26.62	7.55
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PLAS0867A 02/01/2000		
	Rates	Fringes
NORTH OF THE 63RD PARALLEL: CEMENT MASONS	28.10	8.48
PLASTERERS	29.58	8.48
SOUTH OF THE 63RD PARALLEL CEMENT MASONS	27.85	8.48
PLASTERERS	29.33	8.48
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PLUM0262C 01/01/2001		
	Rates	Fringes
East of the 141st Meridian PLUMBERS; STEAMFITTERS	28.09	10.00
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PLUM0367B 07/01/2001		
	Rates	Fringes
South of the 63rd Parallel PLUMBERS; STEAMFITTERS	30.05	10.00
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PLUM0375A 07/01/2000		
	Rates	Fringes
North of the 63rd Parallel PLUMBERS; STEAMFITTERS	31.91	10.60
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PLUM0669A 04/01/2001		
	Rates	Fringes
SPRINKLER FITTER	34.80	8.50
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ROOF0190A 03/01/2001		
	Rates	Fringes
NORTH OF THE 63RD PARALLEL: ROOFERS	30.60	9.25
SOUTH OF THE 63RD PARALLEL ROOFERS	28.60	9.25
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SHEE0023A 07/01/2000		
	Rates	Fringes
South of the 63rd Parallel: SHEET METAL WORKERS	30.05	8.79
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SHEE0023B 07/01/2000		
	Rates	Fringes
North of the 63rd Parallel: SHEET METAL WORKERS	31.36	9.74
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* TEAM0959A 09/01/2001		
	Rates	Fringes
TRUCK DRIVERS:		
GROUP 1	30.65	9.22
GROUP 1A	31.65	9.22
GROUP 2	29.55	9.22
GROUP 3	28.87	9.22

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GROUP 4 28.40 9.22

GROUP 5 27.76 9.22

GROUP 1: Semi with Double Box Mixer; Dump Trucks (including rockbuggy and trucks with pups) over 40 yards up to and including 60 yards; Deltas, Commanders, Rollogans and similar equipment when pulling sleds, trailers or similar equipment; Boat Coxswain; Lowboys including attached trailers and jeeps, up to and including 12 axles; Ready-mix over 12 yards up to and including 15 yards)

GROUP 1A: Dump Trucks (including Rockbuggy and Trucks with pups) over 60 yards up to and including 100 yards

GROUP 2: Turn-O-Wagon or DW-10 not self-loading; All Deltas, Commanders, Rollogans, and similar equipment; Mechanics; Tireman, heavy duty; Dump Trucks (including Rockbuggy and Trucks with pups) over 20 yards up to and including 40 yards; Lowboys including attached trailers and jeeps up to and including 8 axles; Super vac truck/cacasco truck/heat stress truck; Ready-mix over 7 yards up to and including 12 yards

GROUP 3: Dump Trucks (including Rockbuggy and Trucks with pups) over 10 yards up to and including 20 yards; Ready mix/batch trucks 8 yards and up; Oil distributor drivers; Greaser; Water Wagon (when pulled by Euclid or similar type equipment); Partsman

GROUP 4: Buggymobile; Semi or Truck and trailer; Dumpster; Tireman (light duty); Dump Trucks (including Rockbuggy and Truck with pups) up to and including 10 yards; Track Truck Equipment; Stringing Truck; Fuel Truck; Fuel Handler with truck; Grease Truck; Flat Beds, dual rear axle; Hyster Operators (handling bulk aggregate); Lumber Carrier; Water Wagon, semi; Water Wagon, dual axle; Gin Pole Truck, Winch Truck, Wrecker, Truck Mounted "A" Frame manufactured rating over 5 tons; Bull Lifts and Fork Lifts with Power Boom and Swing attachments, over 5 tons; Front End Loader with Forks; Bus Operator over 30 passengers; All Terrain Vehicles; Boom Truck/Knuckle Truck over 5 tons; Foam Distributor Truck/dual axle; Hydro-seeders, dual axle; Vacuum Trucks, Truck Vacuum Sweepers; Vacuum Trucks, Truck Vacuum Sweepers; Loadmaster (air and water); Air Cushion or similar type vehicle; Fire Truck; Combination Truck-fuel and grease; Compactor (when pulled by rubber tired equipment); Rigger (air/water/oilfield); Ready Mix, up to and including 7 yards

GROUP 5: Gravel Spreader Box Operator on Truck; Flat Beds, single rear axle; Boom Truck/Knuckle Truck up to and including 5 tons; Pickups (Pilot Cars and all light duty vehicles); Water Wagon, single axle; Gin Pole Truck, Winch Truck, Wrecker, Truck Mounted "A" Frame, manufactured rating 5 tons and under; Bull Lifts and Fork Lifts (fork lifts with power broom and swing attachments up to and including 5 tons); Buffer Truck; Tack Truck; Bus Operators (up to 30 passengers); Farm type Rubber Tired Tractor (when material handling or pulling wagons on a construction project); Foam Distributor, single axle; Hydro-Seeders, single axle; Team Drivers (horses, mules and similar equipment); Rigger (warehouse operation); Fuel Handler (station/bulk attendant); Batch Truck, up to and including 7 yards

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WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.  
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Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR 5.5(a)(1)(v)).

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In the listing above, the "SU" designation means that rates listed under that identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations indicate unions whose rates have been determined to be prevailing.

**WAGE DETERMINATION APPEALS PROCESS**

1.) Has there been an initial decision in the matter? This can be:

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed. With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations  
Wage and Hour Division  
U. S. Department of Labor  
200 Constitution Avenue, N. W.  
Washington, D. C. 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator  
U.S. Department of Labor  
200 Constitution Avenue, N. W.  
Washington, D. C. 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board  
U. S. Department of Labor  
200 Constitution Avenue, N. W.  
Washington, D. C. 20210

4.) All decisions by the Administrative Review Board are final.

END OF GENERAL DECISION